

**ASSEMBLY, No. 6110**

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**STATE OF NEW JERSEY**

**218th LEGISLATURE**

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INTRODUCED JANUARY 6, 2020

**Sponsored by:**

**Assemblyman PAUL D. MORIARTY**

**District 4 (Camden and Gloucester)**

**Assemblyman JOHN F. MCKEON**

**District 27 (Essex and Morris)**

**Assemblywoman LISA SWAIN**

**District 38 (Bergen and Passaic)**

**Co-Sponsored by:**

**Assemblyman Benson and Assemblywoman Murphy**

**SYNOPSIS**

Appropriates \$33.915 million from constitutionally dedicated CBT revenues to DEP for State acquisition of lands for recreation and conservation purposes, including Blue Acres projects.

**CURRENT VERSION OF TEXT**

As introduced.



**(Sponsorship Updated As Of: 1/14/2020)**

1 AN ACT appropriating \$33,915,000 from constitutionally dedicated  
2 corporation business tax revenues for the acquisition of lands by  
3 the State for recreation and conservation purposes and for Blue  
4 Acres projects.

5  
6 BE IT ENACTED by the Senate and General Assembly of the State  
7 of New Jersey:

8  
9 1. a. There is appropriated to the Department of  
10 Environmental Protection the sum of \$29,314,000 from dedicated  
11 corporation business tax revenues pursuant to Article VIII, Section  
12 II, paragraph 6 of the State Constitution in the “Preserve New  
13 Jersey Green Acres Fund,” established pursuant to section 6 of the  
14 “Preserve New Jersey Act,” P.L.2016, c.12 (C.13:8C-48), for the  
15 acquisition of lands by the State for recreation and conservation  
16 purposes in accordance with the provisions of the “Preserve New  
17 Jersey Act,” P.L.2016, c.12 (C.13:8C-43 et seq.).

18 b. The funds appropriated pursuant to subsection a. of this  
19 section shall be allocated as follows:

Project	County	Municipality	Amount
(1) BARNEGAT BAY WATERSHED GREENWAY			\$2,881,000
	Monmouth	Freehold Twp Howell Twp	
	Ocean	Barnegat Twp Berkeley Twp Brick Twp Eagleswood Twp Jackson Twp Lacey Twp Lakewood Twp Little Egg Harbor Twp Ocean Twp Stafford Twp Toms River Twp	
(2) CAPE MAY PENINSULA			4,000,000
	Cape May	Cape May City Cape May Point Boro Dennis Twp Lower Twp Middle Twp Ocean City Sea Isle City Upper Twp West Cape May Boro Woodbine Boro	

A6110 MORIARTY, MCKEON

3

1	(3) CROSSROADS OF THE AMERICAN REVOLUTION	2,000,000
2		
3	Bergen	Bogota Boro
4		Carlstadt Boro
5		East Rutherford Boro
6		Fort Lee Boro
7		Garfield City
8		Hackensack City
9		Hasbrouck Heights Boro
10		Leonia Boro
11		Little Ferry Boro
12		Lodi Boro
13		Lyndhurst Twp
14		Maywood Boro
15		Moonachie Boro
16		New Milford Boro
17		North Arlington Boro
18		Palisades Park Boro
19		Ridgefield Park Village
20		River Edge Boro
21		Rochelle Park Twp
22		Rutherford Boro
23		South Hackensack Twp
24		Teterboro Boro
25		Wallington Boro
26		Wood-Ridge Boro
27		
28	Burlington	Beverly City
29		Bordentown City
30		Bordentown Twp
31		Burlington City
32		Burlington Twp
33		Edgewater Park Twp
34		Fieldsboro Boro
35		Florence Twp
36		Hainesport Twp
37		Mansfield Twp
38		Maple Shade Twp
39		Moorestown Twp
40		Mount Holly Twp
41		Mount Laurel Twp
42		Palmyra Boro
43		Riverside Twp
44		Riverton Boro
45		Springfield Twp
46		Westampton Twp
47		Willingboro Twp
48		
49	Camden	Audubon Boro
50		Audubon Park Boro
51		Brooklawn Boro
52		Camden City
53		Cherry Hill Twp
54		Collingswood Boro
55		Gloucester City
56		Haddon Heights Boro
57		Haddon Twp
58		Haddonfield Boro
59		Merchantville Boro
60		Mount Ephraim Boro

A6110 MORIARTY, MCKEON

4

1		Oaklyn Boro
2		Pennsauken Twp
3		Woodlynne Boro
4		
5	Essex	Belleville Twp
6		Irvington Twp
7		Livingston Twp
8		Maplewood Twp
9		Millburn Twp
10		Newark City
11		Nutley Twp
12		
13	Gloucester	National Park Boro
14		West Deptford Twp
15		Westville Boro
16		
17	Hunterdon	Delaware Twp
18		East Amwell Twp
19		Flemington Boro
20		Franklin Twp
21		Frenchtown Boro
22		Kingwood Twp
23		Lambertville City
24		Raritan Twp
25		Readington Twp
26		Stockton Boro
27		West Amwell Twp
28		
29	Mercer	East Windsor Twp
30		Ewing Twp
31		Hamilton Twp
32		Hightstown Boro
33		Hopewell Boro
34		Hopewell Twp
35		Lawrence Twp
36		Pennington Boro
37		Princeton Boro
38		Robbinsville Twp
39		Trenton City
40		West Windsor Twp
41		
42	Middlesex	Carteret Boro
43		Cranbury Twp
44		Dunellen Boro
45		East Brunswick Twp
46		Edison Twp
47		Helmetta Boro
48		Highland Park Boro
49		Jamesburg Boro
50		Metuchen Boro
51		Middlesex Boro
52		Milltown Boro
53		Monroe Twp
54		New Brunswick City
55		North Brunswick Twp
56		Old Bridge Twp
57		Perth Amboy City
58		Piscataway Twp
59		Plainsboro Twp
60		Sayreville Boro

**A6110 MORIARTY, MCKEON**

5

1		South Amboy City
2		South BrunswickTwp
3		South Plainfield Boro
4		South River Boro
5		Spotswood Boro
6		Woodbridge Twp
7		
8	Monmouth	Aberdeen Twp
9		Allentown Boro
10		Colts Neck Twp
11		Englishtown Boro
12		Freehold Boro
13		Freehold Twp
14		Holmdel Twp
15		Manalapan Twp
16		Marlboro Twp
17		Matawan Boro
18		Millstone Twp
19		Roosevelt Boro
20		Upper Freehold Twp
21		Wall Twp
22		
23	Morris	Boonton Town
24		Boonton Twp
25		Butler Boro
26		Chatham Boro
27		Chatham Twp
28		Chester Boro
29		Denville Twp
30		Dover Town
31		East Hanover Twp
32		Florham Park Boro
33		Hanover Twp
34		Harding Twp
35		Kinnelon Boro
36		Lincoln Park Boro
37		Long Hill Twp
38		Madison Boro
39		Mendham Boro
40		Mendham Twp
41		Mine Hill Twp
42		Montville Twp
43		Morris Plains Boro
44		Morris Twp
45		Morristown Town
46		Mountain Lakes Boro
47		Parsippany-Troy Hills Twp
48		Pequannock Twp
49		Randolph Twp
50		Riverdale Boro
51		Rockaway Boro
52		Rockaway Twp
53		Victory Gardens Boro
54		Wharton Boro
55		
56	Passaic	Clifton City
57		Passaic City
58		

A6110 MORIARTY, MCKEON

6

1	Somerset	Bedminster Twp	
2		Bernards Twp	
3		Bernardsville Boro	
4		Bound Brook Boro	
5		Branchburg Twp	
6		Bridgewater Twp	
7		Far Hills Boro	
8		Franklin Twp	
9		Green Brook Twp	
10		Hillsborough Twp	
11		Manville Boro	
12		Millstone Boro	
13		Montgomery Twp	
14		North Plainfield Boro	
15		Peapack-Gladstone Boro	
16		Raritan Boro	
17		Rocky Hill Boro	
18		Somerville Boro	
19		South Bound Brook Boro	
20		Warren Twp	
21		Watchung Boro	
22	Union		
23		Berkeley Heights Twp	
24		Clark Twp	
25		Cranford Twp	
26		Elizabeth City	
27		Fanwood Boro	
28		Garwood Boro	
29		Hillside Twp	
30		Kenilworth Boro	
31		Linden City	
32		Mountainside Boro	
33		New Providence Boro	
34		Plainfield City	
35		Rahway City	
36		Roselle Boro	
37		Roselle Park Boro	
38		Scotch Plains Twp	
39		Springfield Twp	
40		Summit City	
41		Union Twp	
42		Westfield Twp	
43		Winfield Twp	
44			
45	(4) DELAWARE BAY WATERSHED GREENWAY		5,000,000
46			
47	Atlantic	Buena Boro	
48		Buena Vista Twp	
49			
50	Cape May	Dennis Twp	
51		Lower Twp	
52		Middle Twp	
53		Upper Twp	
54			

A6110 MORIARTY, MCKEON

7

1	Cumberland	Bridgeton City	
2		Commercial Twp	
3		Deerfield Twp	
4		Downe Twp	
5		Fairfield Twp	
6		Greenwich Twp	
7		Hopewell Twp	
8		Lawrence Twp	
9		Maurice River Twp	
10		Millville City	
11		Shiloh Boro	
12		Stow Creek Twp	
13		Upper Deerfield Twp	
14		Vineland City	
15			
16	Gloucester	Clayton Boro	
17		Elk Twp	
18		Franklin Twp	
19		Glassboro Boro	
20		Monroe Twp	
21		Newfield Boro	
22			
23	Salem	Alloway Twp	
24		Carneys Point Twp	
25		Elmer Boro	
26		Elsinboro Twp	
27		Lower Alloways Creek Twp	
28		Mannington Twp	
29		Oldmans Twp	
30		Pennsville Twp	
31		Pilesgrove Twp	
32		Pittsgrove Twp	
33		Quinton Twp	
34		Upper Pittsgrove Twp	
35		Woodstown Boro	
36			
37	(5) HIGHLANDS GREENWAY		6,500,000
38			
39	Bergen	Mahwah Twp	
40		Oakland Boro	
41			
42	Hunterdon	Alexandria Twp	
43		Bethlehem Twp	
44		Bloomsbury Boro	
45		Califon Boro	
46		Clinton Town	
47		Clinton Twp	
48		Glen Gardner Boro	
49		Hampton Boro	
50		High Bridge Boro	
51		Holland Twp	
52		Lebanon Boro	
53		Lebanon Twp	
54		Milford Boro	
55		Tewksbury Twp	
56		Union Twp	
57			

**A6110 MORIARTY, MCKEON**

8

1	Morris	Boonton Town
2		Boonton Twp
3		Butler Boro
4		Chester Boro
5		Chester Twp
6		Denville Twp
7		Dover Town
8		Hanover Twp
9		Harding Twp
10		Jefferson Twp
11		Kinnelon Boro
12		Mendham Boro
13		Mendham Twp
14		Mine Hill Twp
15		Montville Twp
16		Morris Plains Boro
17		Morris Twp
18		Morristown Town
19		Mount Arlington Boro
20		Mount Olive Twp
21		Mountain Lakes Boro
22		Netcong Boro
23		Parsippany-Troy Hills Twp
24		Pequannock Twp
25		Randolph Twp
26		Riverdale Boro
27		Rockaway Boro
28		Rockaway Twp
29		Roxbury Twp
30		Victory Gardens Boro
31		Washington Twp
32		Wharton Boro
33	Passaic	
34		Bloomington Boro
35		Pompton Lakes Boro
36		Ringwood Boro
37		Wanaque Boro
38	Somerset	West Milford Twp
39		
40		Bedminster Twp
41		Bernards Twp
42		Bernardsville Boro
43		Far Hills Boro
44		Peapack-Gladstone Boro
45	Sussex	
46		Byram Twp
47		Franklin Boro
48		Green Twp
49		Hamburg Boro
50		Hardyston Twp
51		Hopatcong Boro
52		Ogdensburg Boro
53		Sparta Twp
54		Stanhope Boro
55	Warren	Vernon Twp
56		
57		Allamuchy Twp
58		Alpha Boro
59		Belvidere Town
60		Franklin Twp



1		Frelinghuysen Twp	
2		Greenwich Twp	
3		Hackettstown Town	
4		Harmony Twp	
5		Hope Twp	
6		Independence Twp	
7		Liberty Twp	
8		Lopatcong Twp	
9		Mansfield Twp	
10		Oxford Twp	
11		Phillipsburg Town	
12		Pohatcong Twp	
13		Washington Boro	
14		Washington Twp	
15		White Twp	
16			
17	(6) HISTORIC RESOURCES		1,500,000
18			
19	<i>Allaire State Park</i>		
20			
21		Monmouth	Howell Twp
22			Wall Twp
23			
24	<i>Fort Mott Officers Quarters</i>		
25			
26		Salem	Pennsville Twp
27			
28	<i>Griggstown Muletenders Barracks</i>		
29			
30		Somerset	Franklin Twp
31			
32	<i>Historic Sites</i>		
33			
34		Burlington	Medford Twp
35			
36		Monmouth	Red Bank Boro
37			
38	<i>Monmouth Battlefield</i>		
39			
40		Monmouth	Freehold Twp
41			Manalapan Twp
42			
43	<i>New Bridge Landing</i>		
44			
45		Bergen	New Milford Boro
46			River Edge Boro
47			
48	<i>Proprietary House</i>		
49			
50		Middlesex	Perth Amboy City
51			
52	<i>Register Eligible Sites</i>		
53			
54		Somerset	Green Brook Twp
55			Watchung Boro
56			
57	<i>Rockingham Farmstead</i>		
58			
59		Somerset	Franklin Twp
60			

A6110 MORIARTY, MCKEON  
10

1	<i>Twin Lights</i>		
2			
3		Monmouth	Highlands Boro
4			
5	<i>Washington Crossing State Park</i>		
6			
7		Mercer	Ewing Twp
8			Hopewell Twp
9			
10	<i>Waterloo Village</i>		
11			
12		Sussex	Byram Twp
13			Stanhope Boro
14			
15	(7) PINELANDS		3,433,000
16			
17		Atlantic	Brigantine City
18			Buena Boro
19			Buena Vista Twp
20			Corbin City
21			Egg Harbor City
22			Egg Harbor Twp
23			Estell Manor City
24			Folsom Boro
25			Galloway Twp
26			Hamilton Twp
27			Hammonton Town
28			Mullica Twp
29			Port Republic City
30			Weymouth Twp
31			
32		Burlington	Bass River Twp
33			Evesham Twp
34			Medford Lakes Boro
35			Medford Twp
36			New Hanover Twp
37			North Hanover Twp
38			Pemberton Twp
39			Shamong Twp
40			Southampton Twp
41			Springfield Twp
42			Tabernacle Twp
43			Washington Twp
44			Woodland Twp
45			Wrightstown Boro
46			
47		Camden	Berlin Boro
48			Berlin Twp
49			Chesilhurst Boro
50			Waterford Twp
51			Winslow Twp
52			
53		Cape May	Dennis Twp
54			Middle Twp
55			Upper Twp
56			Woodbine Boro

A6110 MORIARTY, MCKEON

11

1	Cumberland	Maurice River Twp	
2		Vineland City	
3			
4	Gloucester	Franklin Twp	
5		Monroe Twp	
6			
7	Ocean	Barnegat Twp	
8		Beachwood Boro	
9		Berkeley Twp	
10		Eagleswood Twp	
11		Jackson Twp	
12		Lacey Twp	
13		Lakehurst Boro	
14		Little Egg Harbor Twp	
15		Manchester Twp	
16		Ocean Twp	
17		Plumsted Twp	
18		South Toms River Boro	
19		Stafford Twp	
20		Toms River Twp	
21		Tuckerton Boro	
22			
23	(8) RIDGE AND VALLEY GREENWAY		4,000,000
24			
25	Sussex	Andover Boro	
26		Andover Twp	
27		Branchville Boro	
28		Frankford Twp	
29		Fredon Twp	
30		Green Twp	
31		Hampton Twp	
32		Lafayette Twp	
33		Montague Twp	
34		Newton Town	
35		Sandyston Twp	
36		Stillwater Twp	
37		Sussex Boro	
38		Walpack Twp	
39		Wantage Twp	
40			
41	Warren	Blairstown Twp	
42		Frelinghuysen Twp	
43		Hackettstown Town	
44		Hardwick Twp	
45		Hope Twp	
46		Knowlton Twp	
47		Liberty Twp	
48			
49	TOTAL		\$29,314,000

- 51 c. Any transfer of any funds, or change in project site, listed in  
52 subsection b. of this section shall require the approval of the Joint  
53 Budget Oversight Committee or its successor.
- 54 d. To the extent that moneys remain available after the projects  
55 listed in subsection b. of this section are offered funding pursuant  
56 thereto, any State project that previously received funding  
57 appropriated or reappropriated from any Green Acres bond act, any  
58 annual appropriations act, or the Garden State Green Acres

1 Preservation Trust Fund, established pursuant to the "Garden State  
2 Preservation Trust Act," P.L.1999, c.152 (C.13:8C-1 et seq.), for  
3 recreation and conservation purposes shall be eligible to receive  
4 additional funding, as determined by the Department of  
5 Environmental Protection, subject to the approval of the Joint  
6 Budget Oversight Committee or its successor.

7 For the purposes of this subsection, "Green Acres bond act"  
8 means P.L.2009, c.117, P.L.2007, c.119, P.L.1995, c.204,  
9 P.L.1992, c.88, and P.L.1989, c.183.

10

11 2. a. There is appropriated to the Department of  
12 Environmental Protection the sum of \$4,601,000 for the acquisition,  
13 for recreation and conservation purposes, of lands throughout the  
14 State that have been damaged by, or may be prone to incurring  
15 damage caused by, storms or storm-related flooding, or that may  
16 buffer or protect other lands from such damage, as follows:

17 (1) \$2,482,000 from dedicated corporation business tax  
18 revenues pursuant to Article VIII, Section II, paragraph 6 of the  
19 State Constitution in the "Preserve New Jersey Blue Acres Fund,"  
20 established pursuant to section 7 of the "Preserve New Jersey Act,"  
21 P.L.2016, c.12 (C.13:8C-49); and

22 (2) \$2,119,000 from dedicated corporation business tax  
23 revenues pursuant to Article VIII, Section II, paragraph 6 of the  
24 State Constitution in the "Preserve New Jersey Green Acres Fund,"  
25 established pursuant to section 6 of the "Preserve New Jersey Act,"  
26 P.L.2016, c.12 (C.13:8C-48).

27 b. The funds appropriated pursuant to subsection a. of this  
28 section shall be allocated as follows:

29

30 Project	31 County	32 Municipality	33 Amount
34 BLUE ACRES			35 \$4,601,000
	36 Every county	37 Every municipality	
38 TOTAL			39 \$4,601,000

40

41 c. The expenditure of moneys appropriated pursuant to this  
42 section is subject to the provisions of the "Preserve New Jersey  
43 Act," P.L.2016, c.12 (C.13:8C-43 et seq.).

44

45 3. a. There is reappropriated to the Department of  
46 Environmental Protection the unexpended balances, due to project  
47 cancellations or cost savings, of the amounts appropriated or  
48 reappropriated from this act, any Green Acres bond act, any annual  
49 appropriations act, or the Garden State Green Acres Preservation  
50 Trust Fund, established pursuant to the "Garden State Preservation  
51 Trust Act," P.L.1999, c.152 (C.13:8C-1 et seq.), for State projects  
to acquire or develop lands for recreation and conservation  
purposes, for the purpose of providing additional funding, as  
determined by the Department of Environmental Protection, to any

1 State project that previously received funding appropriated or  
2 reappropriated from any Green Acres bond act, any annual  
3 appropriations act, or the Garden State Green Acres Preservation  
4 Trust Fund for recreation and conservation purposes or that receives  
5 funding approved pursuant to section 1 of this act, subject to the  
6 approval of the Joint Budget Oversight Committee or its successor.  
7 Any such additional funding provided from a Green Acres bond act  
8 may include administrative costs.

9 b. For the purposes of this section, "Green Acres bond act"  
10 means P.L.2009, c.117, P.L.2007, c.119, P.L.1995, c.204,  
11 P.L.1992, c.88, and P.L.1989, c.183.

12  
13 4. a. There is appropriated from the General Fund to the  
14 "Preserve New Jersey Green Acres Fund," established pursuant to  
15 section 6 of the "Preserve New Jersey Act," P.L.2016, c.12  
16 (C.13:8C-48), the sum of \$31,433,000 to implement the provisions  
17 of this act.

18 b. There is appropriated from the General Fund to the  
19 "Preserve New Jersey Blue Acres Fund," established pursuant to  
20 section 7 of the "Preserve New Jersey Act," P.L.2016, c.12  
21 (C.13:8C-49), the sum of \$2,482,000 to implement the provisions of  
22 this act.

23  
24 5. This act shall take effect immediately.  
25  
26

#### 27 STATEMENT

28  
29 This bill appropriates the sum of \$33.915 million to the  
30 Department of Environmental Protection (DEP) to provide funding  
31 for the acquisition by the State of lands for recreation and  
32 conservation purposes, including for Blue Acres projects, pursuant  
33 to the "Preserve New Jersey Act," P.L.2016, c.12 (C.13:8C-43 et  
34 seq.). The "Preserve New Jersey Act" established the funding  
35 allocations for FY2017 through FY2019, and P.L.2019, c.136  
36 amended the act to establish the funding allocations for FY2020 and  
37 thereafter.

38 The funding in this bill is provided from constitutionally  
39 dedicated corporation business tax (CBT) revenues pursuant to  
40 Article VIII, Section II, paragraph 6 of the State Constitution,  
41 approved by the voters of the State in November 2014. The  
42 "Preserve New Jersey Act" implements the constitutional  
43 dedication of CBT revenues for open space, farmland, and historic  
44 preservation. The act provides that a certain amount of the portion  
45 of dedicated CBT revenues allocated each year for the Green Acres  
46 program is to be used for: the acquisition of lands for open space,  
47 including Blue Acres projects, and development projects on State  
48 lands administered by the DEP's Division of Fish and Wildlife and  
49 Division of Parks and Forestry; grants and loans to fund local  
50 government open space acquisition and development projects; and

1 grants to nonprofit entities to acquire or develop lands for  
2 recreation and conservation purposes. This bill appropriates  
3 moneys for State open space acquisition projects, including for Blue  
4 Acres projects.

5 Specifically, this bill appropriates \$29.314 million to the DEP  
6 from the “Preserve New Jersey Green Acres Fund” to provide  
7 funding for the acquisition by the State of lands for recreation and  
8 conservation purposes. The “Preserve New Jersey Green Acres  
9 Fund” was established by section 6 of the “Preserve New Jersey  
10 Act.” This appropriation allocates funding for the acquisition by  
11 the State of lands for recreation and conservation purposes in eight  
12 project categories throughout the State.

13 In addition, this bill appropriates \$4.601 million to the DEP to  
14 provide funding by the State for the acquisition, for recreation and  
15 conservation purposes, of properties throughout the State that are  
16 prone to or have incurred flood or storm damage, or that may buffer  
17 or protect other lands from such damage, i.e., “Blue Acres”  
18 projects. Of this funding, \$2.482 million is from the “Preserve New  
19 Jersey Blue Acres Fund” and \$2.119 million is from the “Preserve  
20 New Jersey Green Acres Fund.” The “Preserve New Jersey Blue  
21 Acres Fund” was established by section 7 of the “Preserve New  
22 Jersey Act.” P.L.2019, c.136 amended the “Preserve New Jersey  
23 Act” to incorporate the purposes of the “Preserve New Jersey Blue  
24 Acres Fund” into the “Preserve New Jersey Green Acres Fund,”  
25 rather than having two separate allocations and two separate funds,  
26 both providing moneys to the DEP’s Green Acres program for the  
27 acquisition of lands for recreation and conservation purposes.

28 The projects and appropriations listed in this bill have been  
29 approved by the DEP and the Garden State Preservation Trust.

30 Lastly, the bill authorizes the department to re-distribute certain  
31 other moneys made available by project cancellations or cost  
32 savings to provide additional funding, for recreation and  
33 conservation purposes, to previously approved and funded State  
34 projects, subject to the approval of the Joint Budget Oversight  
35 Committee. The bill provides that the additional funding, if  
36 provided from a Green Acres bond act, may include administrative  
37 costs.